



Paper No. 9

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JAN 28 2002

DORSEY & WHITNEY LLP
801 GRAND, SUITE 3900
DES MOINES, IA 50309

In re Application of
Van Kampen, et al.
Application No. 09/689,621
Filed: October 13, 2000
Attorney Docket No. 7203.01
For: TREATMENT OF DERMAL
TUMORS, WARTS, AND VIRAL
INFECTIONS OF THE RESPIRATORY
TRACT IN HUMANS USING
HEAT-KILLED P. ACNES

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: DECISION ACCORDING STATUS
: UNDER 37 CFR 1.47(a)
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:

OFFICE OF PETITIONS

This is in response to the renewed petition under 37 CFR 1.47(a) filed December 7, 2001.

The petition is **GRANTED**.

Petitioner has shown that the inventor refused to join in the filing of the above-identified application after having been presented with the application papers.

The above-identified application and papers have been reviewed and found in compliance with 37 CFR 1.47(a). This application is hereby accorded Rule 1.47(a) status.

As provided in Rule 1.47(c), this Office will forward notice of this application's filing to the non-signing inventor at the address given in the petition. Notice of the filing of this application will also be published in the Official Gazette.

Deposit account 04-1420 has been charged a two (2) month extension of time in the amount of \$400.00.

After this decision is mailed, the above-identified application will be returned to the Office of Initial Patent Examination for issuance of a corrected filing receipt.

Telephone inquiries regarding this decision should be directed to Petitions Attorney Alesia M. Brown at (703) 305-0310.

Beverly M. Flanagan
Beverly M. Flanagan
Supervisory Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy



UNITED STATES PATENT AND TRADEMARK OFFICE

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RESPIRATORY TRACT IN HUMANS USING :
HEAT-KILLED P. ACNES :

LETTER

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OFFICE OF PETITIONS

Dear Sir:

You are named as a joint inventor in the above-identified United States patent application filed under the provisions of 35 U.S.C. 116 (United States Code) and 37 C.F.R. § 1.47(a), Rules of Practice in Patent Cases. Should a patent be granted on the application you will be designated therein as a joint inventor.

As a named inventor you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost as per 37 C.F.R. § 1.19) or make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent attorney or agent presenting written authorization from you. If you care to join the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 C.F.R. § 1.63.

Telephone inquiries regarding this communication should be directed to Petitions Attorney Alesia M. Brown at (703) 305-0310. Requests for information regarding your application should be directed to the File Information Unit at (703) 308-2733. Information regarding how to pay for and order a copy of the application, or a specific paper in the application, should be directed to Certification Division at (703) 308-9726 or 1-800-972-6382 (outside the Washington D.C. area).

Beverly M. Flanagan
Supervisory Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

CC: DORSEY & WHITNEY LLP
801 GRAND, SUITE 3900
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